



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 10/12/2023

File ID: TMP-3482

Department: Legal

Subject:

Type of Action: Approval/Action

Ordinance authorizing the vacation of a Utility and Drainage Easement, Lots 91 and 92, Watson Grande Preserve Phase 1 at McMullen Cove, 18 and 20 Watson Grande Way. (Holliday)

Ordinance No.

Finance Information:

Account Number: NA

City Cost Amount: NA

Total Cost: NA

Special Circumstances:

Grant Funded: NA

Grant Title - CFDA or granting Agency: NA

Resolution #: NA

Location: (list below)

Address:

District: District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

Additional Comments:

ORDINANCE NO. 23-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of a utility and drainage easement; that the applicants have represented to the City of Huntsville that **Thomas P. Holliday, Jr., and wife, Jennifer L. Holliday**, are the owners of the property across which said easement lies; that said easement, or the portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA)
)
COUNTY OF MADISON)

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned **CITY OF HUNTSVILLE**, an Alabama municipal corporation, hereinafter referred to as Grantor, in consideration of the sum of Ten Dollars (\$10.00) in hand paid by **Thomas P. Holliday Jr., and his wife, Jennifer L. Holliday** hereinafter referred to as Grantee, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

ALL THAT PART OF SECTION 7, TOWNSHIP 4 SOUTH, RANGE 2 EAST, MADISON COUNTY, ALABAMA AND BEING A PART OF WATSON GRANDE PRESERVE PHASE 1 AT MCMULLEN COVE AS RECORDED IN DOCUMENT NUMBER 2018-00001032 IN THE PROBATE RECORDS OF MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWESTERLY CORNER OF LOT 91 OF SAID WATSON GRANDE PHASE 1 AT MCMULLEN COVE, THENCE NORTH 67 DEGREES 10 MINUTES 06 SECONDS EAST 10.08 FEET TO THE POINT OF BEGINNING.

THENCE FROM THE POINT OF BEGINNING, NORTH 15 DEGREES 28 MINUTES 33 SECONDS WEST 5.04 FEET TO A POINT; THENCE NORTH 67 DEGREES 10 MINUTES 06 SECONDS EAST 493.21 FEET TO A POINT; THENCE NORTH 59 DEGREES 45 MINUTES 15 SECONDS EAST 0.88 FEET TO A POINT; THENCE SOUTH 15 DEGREES 28 MINUTES 33 SECONDS EAST 10.20 FEET TO A POINT; THENCE SOUTH 67 DEGREES 10 MINUTES 06 SECONDS WEST 494.07 FEET TO A POINT; THENCE NORTH 15 DEGREES 28 MINUTES 33 SECONDS WEST 5.04 FEET TO THE POINT OF BEGINNING, CONTAINING 0.11 ACRES (4940.7 SQ. FEET), MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its City Clerk ; this the 12th day of October, 2023.

CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: _____
Tommy Battle, Mayor

ATTEST:

By: _____
Shaundrika Edwards
City Clerk

STATE OF ALABAMA)

COUNTY OF MADISON)

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and 'S.' Edwards , whose names as Mayor and City Clerk- respectively, of The City of Huntsville, Alabama, a municipal corporation are signed to the foregoing document, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same for and as the act of said corporation on the day the same bears day.

GIVEN under my hand and official seal this the 12th day of October , 2023.

Notary Public

THIS INSTRUMENT PREPARED BY:

Thomas P. Holliday Jr.
2601 Alabama St. SW
Huntsville, AL 35801

Ordinance No. 23-_____ (Cont.)

ADOPTED this the 12th day of October, 2023.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 12th day of October, 2023.

Mayor of the City of
Huntsville, Alabama